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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 WILLIAM HEATHCOTE, individually and
on behalf of all others similarly situated,

11 Plaintiff,

12 v.

13 SPINX GAMES LIMITED, GRANDE GAMES
14 LIMITED, and BEIJING BOLE
TECHNOLOGY CO., LTD.,

15 Defendants.
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Case No. 2:20-cv-01310-RSM

**JOINT STIPULATION AND
ORDER TO SUBSTITUTE NAMED
PLAINTIFF**

STIPULATION

Plaintiff William Heathcote (“Plaintiff”), by and through his mother, Ms. Alma Sue Croft (“Ms. Croft”), and Defendants SpinX Games Limited, Grande Games Limited, and Beijing Bole Technology Co., Ltd. (“Defendants”) (collectively, the “Parties”), by and through undersigned counsel and pursuant to Fed. R. Civ. P. 25(a)(1), hereby stipulate as follows:

WHEREAS, Plaintiff filed a First Amended Complaint on April 9, 2021;

WHEREAS, the Parties mediated this case before Hon. Layn R. Phillips (Ret.) of Phillips ADR Enterprises on October 20, 2021, and, as a result of the mediation, executed a binding Term Sheet encompassing all material terms of a Class Action Settlement;

WHEREAS, since October 20, 2021, the Parties have been engaged in substantial negotiations in furtherance of finalizing and executing a long form Class Action Settlement, and all necessary exhibits thereto;

WHEREAS, on January 5, 2022, as the parties were on the cusp of finalizing the long form settlement agreement, Plaintiff William Heathcote passed away, leaving his mother, Ms. Croft, as his sole surviving heir;

WHEREAS, Ms. Croft has been in regular contact with Plaintiff’s counsel, and wishes to proceed with her late son’s claim as the class representative in this matter while assuming all roles and responsibilities of her late son’s duties as class representative;

WHEREAS, the Plaintiff contends that Ms. Croft is the proper party for substitution under Fed. R. Civ. P. 25(a)(1), as detailed in Plaintiff’s Stipulated Motion to Substitute Alma Sue Croft for her Late Son and Deceased Class Representative William Heathcote (ECF No. 47);

WHEREAS, Defendants do not oppose and stipulate to the substitution;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and between the Parties to this action, through their undersigned counsel, and subject to the Court’s approval, that Ms. Alma Sue Croft shall be substituted for her deceased son, William Heathcote, as named Plaintiff in this action.

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2 Dated: February 16, 2022

Respectfully submitted,

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16 *Attorneys for Plaintiff*

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18 Dated: February 16, 2022

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ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED this 22nd day of February, 2022.



RICARDO S. MARTINEZ
CHIEF UNITED STATES DISTRICT JUDGE